IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 10th day of February, 2005
Bail application No. 892 of 2004
Order on Bail Application of accused

CRIMINAL SIDE

Mohan Singh S/o Daulat Singh
R/o Village – Suri, Patwari Circle – Puchho
Tehsil – Jethi
District - Almora ... Applicant

Versus

State of Uttaranchal ... Opposite Party

Arising out of case crime No. 03 of 2004
U/Ss 498A & 304B I.P.C.
At Patwari Circle – Shahar Fatak
District – Almora

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 03 of 2004, U/Ss 498A & 304B I.P.C., At Patwari Circle – Shahar Fatak, District – Almora.

Heard Sri Dinesh Chauhan, learned counsel for the applicant, learned A.G.A. and perused the record.

The prosecution in its counter affidavit has admitted that during the course of investigation, no evidence could be collected with regard to the fact that there was dispute between the husband and wife.

The room from where the dead body was recovered was bolted from inside. It has also been averted in the counter affidavit by the State that the deceased had committed suicide by hanging herself.

Considering the aforesaid facts & circumstances, I think it would be just and proper to release applicant on bail at this stage.

Let the applicant, Mohan Singh be released on bail on executing personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

February 10, 2005 **(B.C. Kandpal, J.)**
Shiv